

AMENDMENT UNDER 37 C.F.R. § 1.111  
Application No. 09/838,341

**REMARKS**

Claims 1, 11, 12, 16, 20, 26 and 28 have been canceled and new claims 29-36 have been added more particularly point out and distinctly claim applicant's invention. Claims 3, 9-10, 21-24 and 27 were canceled in the previous amendment.

Claims 12, 16, 20, 26 and 28 were rejected under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. Applicant has canceled these claims and replaced them with new claims that clearly meet the requirements of 35 USC § 112 ( second paragraph).

Claims 1, 11, 12 and 16 were rejected under 35 U.S.C. § 102(e) as being anticipated by Smith et al. (USP 6,430,496). Claims 20, 26 and 28 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Smith et al in view of Stephens (USP 6,323,782). These rejections are respectfully traversed. For the following reasons it is respectfully submitted that the invention of the subject application patentably distinguishes over Smith et al. and Stephens, taken individually or in combination.

According to the invention of this application, a transportation vehicle transmits current position information to an ordering server periodically by a transmission means that is controlled by a control means to transmit current position information only in "a desired period".

The Examiner misconstrues the term "desired period". The "desired period" according to the present invention is clearly defined in the specification (lines 9-17, page 46 and line 12, page 58 to line 19, page 60).

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By controlling the transmission means to transmit currency information as mentioned above, the conventional problem that a long time is needed to receive an object to be transported when transportation of a new transportation object is accepted in the state where the transportation vehicle is waiting in the site of a company is solved. With the present invention the long wait is removed and the transportation is run efficiently and quickly.

According to a further feature of the subject invention is to accept transportation of an object to be transported other than a human being in a period until a vehicle for carrying a customer (human being) picks up a customer after delivering a customer to an alighting place. More concretely, according to this invention, a taxicab can accept transportation of the transportation object which is not a human being in the situation where the taxicab has not picked up the customer.

In view of the foregoing it is respectfully submitted that claims 29-36, being all the claims presently in the application, patentably distinguish over the prior art and are otherwise in condition for allowance. It is therefore requested that the application be passed to issue at the earliest possible time.

If for any reason the Examiner finds the application other than in condition for allowance he is requested to call the undersigned attorney at the Washington, D.C. telephone number 202-293-7060 to discuss the steps necessary for placing the application in condition for allowance.

An extension of time is requested, and the statutory fee is being paid through the Electronic Filing System. The USPTO is directed and authorized to charge all required fees,

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except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,

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